

Commodity Credit Corporation, USDA

§ 1481.5

Secretary means the Secretary of the United States Department of Agriculture or any other officer or employee of the Department who has been delegated the authority to act in the Secretary's stead with respect to the program established in this part.

Tri Valley Growers or TVG means the insolvent agriculture cooperative that operated in the State of California under that name and contracted with members for the marketing of 2000 crop year fruits and vegetables.

United States means the 50 States of the United States of America, the District of Columbia, and the Commonwealth of Puerto Rico.

[66 FR 14481, Mar. 13, 2001; 66 FR 18869, Apr. 12, 2001]

§ 1481.4 Time and method of application.

(a) FSA will mail an application form, CCC-870, from the Price Support Division located in Washington, D.C. to members of TVG that had a contract to produce an eligible commodity during crop year 2000. The mailed application will contain preprinted information obtained from TVG. Members of TVG may request an application form, CCC-870, from the California State FSA Office if an application is not received by mail seven business days after the start of the application period in person, by phone, by mail, or by facsimile. Members may obtain an application form, CCC-870, from the USDA eForms website at www.sc.egov.usda.gov seven business days after the start of the application period if an application is not received by mail. The application downloaded from the USDA eForms website will not have preprinted information; therefore, members will need to provide the appropriate information. The California State FSA Office will only need to receive one application per TVG member. The address for the California State FSA Office is in section 12A and 12B of the application form. FSA will verify the information provided.

(b) A request for payments under this part must be submitted on a completed application form. That application should be submitted to the California State FSA Office and must be received by the California State FSA office by

close of business on April 6, 2001. Applications not received by the close of business on April 6, 2001, will be returned as not having been timely filed and the member will not be eligible for payments under this program.

(c) The members of TVG requesting payments under this part must certify with respect to the accuracy and truthfulness of the information provided in their application for payments. All information provided is subject to a spot check and other verification by FSA. Refusal to allow FSA or any other agency of the Department of Agriculture to verify any information provided will result in a determination of ineligibility. Furnishing the data is voluntary; however, without it program payments will not be approved. Providing a false certification to the Government is punishable by imprisonment, fines and other penalties.

§ 1481.5 Eligibility.

(a) To be eligible to receive a payment under this part, a member of TVG must:

(1) Have suffered financial losses during crop year 2000 on eligible commodities under contract with TVG.

(2) Apply for a payment during the application period.

(b) Payments may be made for losses suffered by an eligible member who is now deceased or is a dissolved entity if a representative who currently has authority to act on behalf of the members, to the extent permitted by provisions of rules common to CCC programs. Proof of authority to sign for the deceased producer or dissolved entity must be provided. All members of a partnership or joint venture seeking benefits, or their duly authorized representatives, must sign the application for payment. If the entity has been dissolved all persons seeking payment because of the activities of that entity, or their representatives, must sign the application.

(c) Members must submit a timely application and comply with all other terms and conditions of this part and instructions issued by CCC, as well as comply with those instructions that are otherwise contained in the application form to be eligible for a payment under this part.